

Message

From: Reinhart, Roger [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=218AC2FB5AD8481BBE8FD68E3F0D1E1F-RREINHAR]
Sent: 8/18/2017 12:11:37 PM
To: Reinhart, Roger [Reinhart.Roger@epa.gov]
Subject: Fw: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels
Attachments: du Pont de Nemours and Washington Works, Order on Consent, 3-4-02.pdf; Consent Order Du Pont, 11-14-01.pdf

From: Duchovnay, Andrew
Sent: Thursday, August 17, 2017 4:02 PM
To: Field, Stephen; Reinhart, Roger; Bennett, James
Subject: FW: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

From: Speir, Jeffrey
Sent: Thursday, August 17, 2017 3:58 PM
To: Senn, John <Senn.John@epa.gov>; White, Terri-A <White.Terri-A@epa.gov>; Drinkard, Andrea <Drinkard.Andrea@epa.gov>; Garvey, Mark <Garvey.Mark@epa.gov>
Cc: Denton, Loren <Denton.Loren@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Miles, James <miles.james@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; schaffer, joan <schafer.joan@epa.gov>; Clark, Jacqueline <clark.jacqueline@epa.gov>; Duchovnay, Andrew <Duchovnay.Andrew@epa.gov>; Collins, Charlie <collins.charlie@epa.gov>; Baptista, Chrisna <Baptista.Chrisna@epa.gov>
Subject: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

Here are proposed edits to the language below, from Jacquie Clark (thanks, Jacquie!):

Ex. 5 AC/AWP/DP

Ex. 5 AC/AWP/DP

Additional background information:

Ex. 5 AC/AWP/DP

I have attached the 2001 and 2002 Consent Orders to this email.

Jeffrey Speir
Attorney-Adviser
U.S. Environmental Protection Agency
OECA – OCE – Water Enforcement Division
1200 Pennsylvania Avenue, NW (2243-A)
Washington, DC 20460
(202) 564-0872

Ok. I'll double check to make sure our water folks are aware as well. -- Terri

-----Original Message-----

From: Speir, Jeffrey
Sent: Thursday, August 17, 2017 1:27 PM
To: Senn, John <Senn.John@epa.gov>; Drinkard, Andrea <Drinkard.Andrea@epa.gov>; White, Terri-A <White.Terri-A@epa.gov>; Garvey, Mark <Garvey.Mark@epa.gov>
Cc: Denton, Loren <Denton.Loren@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Miles, James <miles.james@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; schaffer, joan <schaffer.joan@epa.gov>
Subject: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

Hi, all:

I reached out to Jacquie Clark (R5), who looped in Andy Duchovnay (R3), for insight on the SDWA orders. Jacquie anticipates providing edits by COB today.

-Jeff

Jeffrey Speir
Attorney-Adviser
U.S. Environmental Protection Agency
OECA – OCE – Water Enforcement Division
1200 Pennsylvania Avenue, NW (2243-A)
Washington, DC 20460
(202) 564-0872

-----Original Message-----

From: Senn, John
Sent: Thursday, August 17, 2017 1:24 PM
To: Drinkard, Andrea <Drinkard.Andrea@epa.gov>; White, Terri-A <White.Terri-A@epa.gov>; Garvey, Mark <Garvey.Mark@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>
Cc: Denton, Loren <Denton.Loren@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Miles, James <miles.james@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>; schaffer, joan <schafer.joan@epa.gov>
Subject: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

thanks, Andrea. Joan/Terri, can you guys run this past someone in your enforcement or water shop?
-John

From: Drinkard, Andrea
Sent: Thursday, August 17, 2017 12:53 PM
To: White, Terri-A; Garvey, Mark; Senn, John; Speir, Jeffrey
Cc: Denton, Loren; King, Carol; Theis, Joseph; Miles, James; Dennis, Allison
Subject: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

Hi all--

I checked with my folks and as far as the orders, we are deferring to the region on this. In terms of the historical info, it is correct that the 2009 provisional health advisory for PFOA that OST developed was 400 ppt.

-----Original Message-----

From: White, Terri-A
Sent: Thursday, August 17, 2017 12:12 PM
To: Garvey, Mark <Garvey.Mark@epa.gov>; Senn, John <Senn.John@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>
Cc: Denton, Loren <Denton.Loren@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Miles, James <miles.james@epa.gov>; Drinkard, Andrea <Drinkard.Andrea@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Subject: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

Hi John,

I'm including Joan Schafer, R3's Communications Team Leader, for her awareness as well. Please share final response when you get it. Thanks. -- Terri

-----Original Message-----

From: Garvey, Mark
Sent: Thursday, August 17, 2017 11:46 AM
To: Senn, John <Senn.John@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>

Cc: Denton, Loren <Denton.Loren@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Miles, James <miles.james@epa.gov>; White, Terri-A <White.Terri-A@epa.gov>; Drinkard, Andrea <Drinkard.Andrea@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Subject: RE: For WCED/WED review: language for media inquiry re DuPont PFOA levels

John,

Ex. 5 Deliberative Process (DP)

Mark

Mark Garvey
EPA Headquarters
Office of Civil Enforcement
Attorney
202-564-4168
garvey.mark@epa.gov

NOTE: This email and its attachments may contain confidential information, attorney-work product, enforcement sensitive material or privileged information.

-----Original Message-----

From: Senn, John
Sent: Thursday, August 17, 2017 11:30 AM
To: Garvey, Mark <Garvey.Mark@epa.gov>; Speir, Jeffrey <speir.jeffrey@epa.gov>
Cc: Denton, Loren <Denton.Loren@epa.gov>; King, Carol <King.Carol@epa.gov>; Theis, Joseph <Theis.Joseph@epa.gov>; Miles, James <miles.james@epa.gov>; White, Terri-A <White.Terri-A@epa.gov>; Drinkard, Andrea <Drinkard.Andrea@epa.gov>; Dennis, Allison <Dennis.Allison@epa.gov>
Subject: For WCED/WED review: language for media inquiry re DuPont PFOA levels
Importance: High

Hi everyone--as Mark and James are already aware, a reporter from a news outlet in North Carolina contacted us yesterday with a couple questions about the PFOA screening and action levels in the settlement with the DuPont facility in West Virginia. This inquiry is surely related to the GenX matter.

Here's the reporter's inquiry:

The EPA enforcement page on the settlement activity (<https://www.epa.gov/enforcement/ei-dupont-de-nemours-and-company-pfoa-settlements>) lists the initial temporary screening level for PFOA from the 2002 settlement as 150 ppb. But looking at the text of the actual consent order, it appears that initial temporary screening level was 14 ug/l, or 14 ppb. Is this an error on the enforcement page summary, or am I missing something?

Here's a draft response (which obviously needs some details filled in)...let me know if I missed the mark with any of this language.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

I would like to get this inquiry closed out by COB--I am cc'ing Terri White, my counterpart in R3, for her awareness since I know the region is heavily involved in this site and the GenX matter as well as Allison Dennis in OW comms, who has been involved in their PFOA comms work.

I'm teleworking today and on my cell Ex. 6 Personal Privacy (PP) anyone wants to connect on this--thanks, John